

THE HONORABLE JAMES P. DONOHUE

UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

CHIHULY, INC., a Washington corporation  
and PORTLAND PRESS, INC., a Washington  
corporation,

Plaintiffs,

vs.

ROBERT KAINDL, an individual; BRYAN  
RUBINO, individually and on behalf of his  
marital community; ART GLASS  
PRODUCTION, a Washington company; et al.,

Defendants.

ROBERT KAINDL, an individual; and ART  
GLASS PRODUCTION, a Washington  
company,

Counter-Claimants,

vs.

CHIHULY, INC., a Washington corporation;  
PORTLAND PRESS, INC. a Washington  
corporation, and DALE CHIHULY, an  
individual,

Counter-Defendants.

NO. C05-1801JPD

[PROPOSED] ORDER ON PARTIES'  
STIPULATED MOTION FOR  
DISMISSAL OF CERTAIN CLAIMS  
WITH PREJUDICE AND WITHOUT  
COSTS PURSUANT TO FED. R. CIV. P.  
41(a)(1)

**ORDER OF DISMISSAL**


Based on the parties' Stipulated Motion for Dismissal of Certain Claims With Prejudice and Without Costs Pursuant to Fed. R. Civ. P. 41(a)(1), IT IS HEREBY ORDERED that all claims in this action brought by plaintiffs Chihuly, Inc. and Portland Press, Inc. against defendant Bryan Rubino only and all counter-claims by Bryan Rubino against Chihuly, Inc. and Portland Press, Inc. are dismissed with prejudice and without costs to any party pursuant to Fed. R. Civ. P. 41(a)(1). Each party shall bear their own attorney fees and costs.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2006.

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JAMES P. DONOHUE,  
UNITED STATES DISTRICT COURT JUDGE

Presented by:

TODD & WAKEFIELD

By   
Scott C. Wakefield WSBA #11222  
Attorneys for Defendant Bryan Rubino